

REGULAR MEETING, April 2, 2012

The Regular Session of the Deadwood City Commission convened on April 2, 2012 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor Toscana called the meeting to order with the following members present: Department Heads, City Attorney, and Commissioners, Joe Peterson, Georgeann Silvernail, Gary Todd, and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Van Den Eykel seconded to approve the minutes of March 26, 2012. Roll Call: Aye-All. Motion carried.

MARCH, 2012 PAYROLL: COMMISSION, \$2,730.76; ATTORNEY, \$5,656.16; FINANCE, \$16,442.41; PUBLIC BUILDINGS, \$2,066.72; POLICE, \$42,914.19; FIRE, \$4,388.00; BUILDING INSPECTION, \$3,422.16; STREETS, \$25,310.33; PARKS, \$14,563.63; PLANNING & ZONING, \$3,766.16; LIBRARY, \$5,614.32; RECREATION CENTER, \$10,221.96; HISTORIC PRESERVATION, \$13,966.10; WATER, \$12,795.69; PARKING METER, \$7,648.75; TROLLEY, \$13,700.97; PARKING RAMP, \$5,610.95; RUBBLE SITE, \$840.00. **PAYROLL TOTAL: \$191,659.26.**

MARCH 2012 PAYROLL PAYMENTS:

Internal Revenue Service, \$43,102.35; S.D. Retirement System, \$20,834.76; Delta Dental, \$3,423.36.

APPROVAL OF DISBURSEMENTS

Todd moved, Silvernail seconded to approve the April 2, 2012 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	MAINTENANCE	113.36
ABC BUSINESS	SUPPLIES	220.45
AINSWORTH-BENNING	INSTALL CONCRETE PIT/WASH BAY	18,790.00
ALL NET CONNECTIONS	PROJECT	183.75
AMANO MCGANN	SUPPLIES	154.90
ASSOCIATION FOR GRAVESTONE	DUES	60.00
ATCO INTERNATIONAL	CLEANING WIPES	166.00
BARKER, DUSTY	SEMINAR	27.00
BH CHEMICAL	SUPPLIES	1,193.84
BH POWER & LIGHT	ELECTRICITY	332.81
CAMPBELL SUPPLY	SPREADER	219.00
CANIDA, SARAH	SEMINAR	27.00
CHAINSAW CENTER	COVER	545.25
CLEARWATER SECURITY INVEST	CAMERA	360.00
CLEMENT COMMUNICATIONS	POSTERS	336.44
COMPANION LIFE	INSURANCE	222.28
CONRADS BIG "C" SIGNS	REPLACED LAMPS	393.79
CULLIGAN	COOLER	88.00
CUSTOM CAGE	CAGE	625.00
DAKOTA BUSINESS CENTER	MAINTENANCE	95.67
DATA FLOW	CHECKS	210.10
DEADWOOD CHAMBER	BILL LIST	639.00
ENVIRONMENTAL PRODUCTS	FILTERS	150.86
EVENSON, JULIE	REIMBS	85.51
FARMER BROTHERS	SUPPLIES	60.65
G NEIL DIRECT MAIL	APPLICATIONS	123.38
GOLDEN WEST	MAINTENANCE	1,139.26
HAWKI, KEN	REIMBS	176.57
JACOBS PRECISION WELDING	REPAIR	143.44
JASON RAKOW CONSTRUCTION	REV LOAN	3,029.01
JULIN, SUZANNE	PROPOSAL	2,500.00
KNOLGY	PHONE SERVICE	1,177.10
LAWRENCE CO. REGISTER OF D	GRANT	1,798.38
MACROVISION	PROJECT	765.00
PAPER DIRECT	SUPPLIES	139.05
PITNEY BOWES INC	POSTAGE	500.00
PRESERVATION ACTION	MEMBERSHIP	100.00
RASMUSSEN MECHANICAL	REPAIR	744.65
RCS CONSTRUCTION	RW GRANT	138,761.00
REGIONAL HEALTH PHYSICIANS	TESTING	18.00
SD ANIMAL CONTROL ASSOCIAT	REGISTRATION	200.00
SPECIALTY VEHICLES	PANEL	543.06
STANLEY STEEMER	ADAMS HOUSE MUSEUM	900.00
TARCO INDUSTRIES	SUPPLIES	145.95
TOMS, DON	BOOK	630.00
TWIN CITY HARDWARE	FIXTURE	1,956.18
VANWAY TROPHY	ENGRAVING	11.28
WESTERN DAKOTA TECHNICAL	EXCEL COURSE	139.00

TOTAL

\$ 180,940.97

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ITEMS FROM CITIZENS ON AGENDA

Ordinance 44.010

George Milos, Deadwood Chamber Director, requested that the city consider amending a portion of Ordinance 44.010 to allow convention center properties to transport people to and from their property to other locations in Deadwood, citing customer service. He also requested that this be amended prior to tourist season. Dave Sweet, representing Lodge at Deadwood, spoke in favor and added that the request is only about customer service and enjoying the Deadwood experience. He added that the Lodge will not be soliciting other customers but would like to take care of their own. Commissioner Todd requested clarification on what constitutes a group due to concerns about competition with trolley and taxi companies. Commissioner Silvernail agreed with Todd and added that while sympathetic to the issue, she would like to see the properties utilize the existing businesses. Michelle Fischer, Deadwood Cab Company, said the capacity of vehicles discussed are no different than the service her company provides and requested a minimum group number be set. David Wilson, Dakota Cab, added that taxi companies have a huge investment in time and money and have restrictions placed on them that other establishments should have as well. He requested that the city relax the five (5) vehicle maximum and allow taxi companies to transport more passengers. Commissioner VanDenEykel agreed that customer service is important and said this has been discussed for some time. VanDenEykel moved, Silvernail seconded to place a moratorium on portions of Ordinance 44.010. After additional discussion, VanDenEykel moved to amend his motion to include a ninety-day (90) trial period to allow the Lodge at Deadwood, Deadwood Gulch Resort and Comfort Inn to place a moratorium on sections of Ordinance 44.010. Roll Call: Aye-All. Motion Carried. Milos volunteered to facilitate meetings between city, taxi companies and convention center facilities so all parties have input.

Permission

Todd moved, Van Den Eykel seconded for Deadwood Chamber to park eight Model T cars on Main Street from 9:00 a.m. to 11:00 a.m. on April 14, 2012. Roll Call: Aye – All. Motion carried

Weed Problem

Resident Donna Watson appeared before the commission to discuss the concern of the tansy weeds. According to Watson, the weed is on every public and privately owned property in town. Public Works Director Jim Raysor stated that the City works with Dave Heck from the County and with other services to spray along the creek and public areas. He was directed to look at the budget to see if the amount of spraying done by the City could be increased. Mayor thanked Donna for her time.

Concerned Citizens

Resident Tom Blair appeared before the commission representing a group of citizens with concerns for the Highway 85 Project. They are requesting a consensus to pass a resolution to ask DOT to delay the project for a year to continue to work out the concerns. This would delay the project to coincide with the Lead Main Street/Highway 85 Project. Todd moved, Peterson seconded to pass a resolution requiring DOT to delay Highway 85 Project. Roll Call: Aye – All. Motion carried

PUBLIC HEARINGS/BID OPENINGS

Resolution

Silvernail moved, Van Den Eykel seconded to pass Resolution 2012-08 to Declare Water Valve Exerciser as Surplus Property. Mayor Toscana appointed Joe Peterson, Jim Van Den Eykel and himself to the Board of Appraisers. Roll Call: Aye – All. Motion carried

**RESOLUTION NO. 2012-08
A RESOLUTION TO DECLARE THE FOLLOWING SURPLUS PROPERTY**

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood approve the following water valve to be declared surplus and set bid opening after the Report of Appraisers is received in Finance Office:

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1997 Romac Water Valve Exerciser

Dated this 2nd day of April, 2012.

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Francis A. Toscana, Mayor

Public Hearings

Silvernail moved, Peterson seconded to set a public hearing at 5:07 p.m. on April 16, 2012 for Cinco De Mayo Activities on May 5, 2012. Roll Call: Aye – All. Motion carried.

Todd moved, Silvernail seconded to set a public hearing at 5:10 p.m. on April 16, 2012 for Wild Bill Days on Friday June 15, and Saturday June 16, 2012. Roll Call: Aye – All. Motion carried

Silvernail moved, Van Den Eykel seconded to set a public hearing at 5:13 p.m. on April 16, 2012 for Mickelson Trail Trek on September 16, 2012 Roll Call: Aye – All. Motion carried

Silvernail moved, Todd seconded to set a public hearing at 5:15 p.m. on April 16, 2012 for Lead Deadwood High School Homecoming Parade on September 28, 2012. Roll Call: Aye – All. Motion carried

Silvernail moved, Van Den Eykel seconded to set a public hearing at 5:10 p.m. on April 23, 2012 for Northern Hills Community Band on July 26, 2012 during Days of 76. Roll Call: Aye – All. Motion carried

FINANCE

Permission to Pay

Peterson moved Silvernail seconded to allow Finance Officer to pay First Western insurance \$1,542.00 for Public Employee Faithful Performance Bond from Commission insurance line item, a budgeted item. Roll Call: Aye – All. Motion carried

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Camera

Silvernail moved, Todd seconded to allow permission to replace, rewire and install new camera and purchase from Clearwater Consulting at a cost of \$2,000.00 from Broadway parking Ramp repair budget. Roll Call: Aye – All. Motion carried.

Contract

Van Den Eykel moved, Silvernail seconded to enter into contract with Flat Earth Sign Company to provide signage on Gateway Sign at cost of \$4,865.00 from HP Capital Assets. Cost is shared 50% with Game, Fish and Parks. Roll Call: Aye-All. Motion carried.

Hire

Silvernail moved, Peterson seconded to hire summer interns Matt Hodson at \$8.79 per hour effective June 2, 2012 and Tyler Myers at \$8.28 per hour effective May 21, 2012 for Archives Dept, budgeted positions. Roll Call: Aye – All. Motion carried.

Purchase Sundial

Silvernail moved, Peterson seconded to allow the purchase of sundial, plaque and installation from Deadwood Granite and Marble Works with cost not to exceed \$2,500.00 from HP Public Education. Roll Call: Aye – All. Motion carried.

Scholarship

Silvernail moved, Todd seconded to award \$1,000.00 Historic Preservation scholarship to Lead Deadwood High School student Jordan Barthel. Roll Call: Aye – All. Motion carried

STREETS/WATER/LIBRARY

Hire

Van Den Eykel moved, Todd seconded to hire Schmidt Construction to replace sidewalk panels near Iron Horse Inn at cost of \$1,000.00. Roll Call: Aye-All. Motion carried.

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LEGAL

Cemetery Deeds

Silvernail moved, Todd seconded to allow the Mayor to sign Oakridge Cemetery Certificate of Purchase and Wattanty Deed for Delbert Boyd and Jeraldine Boyd. Roll Call: Aye-All. Motion carried.

Contract

Todd moved, Silvernail seconded to allow the Mayor to sign contract with Turnball and Son for Library tuck pointing. Roll Call: Aye – All. Motion carried

Warranty Deed

Todd moved, Silvernail seconded the formal acceptance of Warranty Deed and Bill of Sale to transfer Blondie's property from Deadwood Lead Economic Development to City of Deadwood. Roll Call: Aye-All. Motion carried.

Contracts

Todd moved, Van Den Eykel seconded to allow the Mayor to sign two contracts with Rasmussen for boiler maintenance and air handling maintenance. Roll Call: Aye – All. Motion carried

MAYOR'S BUSINESS

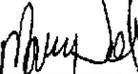
Contract

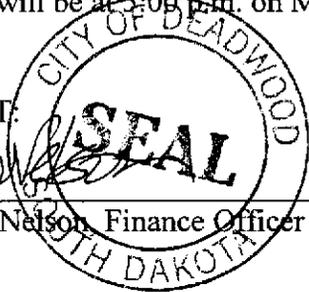
Van Den Eykel moved, Silvernail seconded to enter into contract with Sue Konstant to assist city with Capital Improvement Plan. Roll Call: Aye – All. Motion carried.

ADJOURNMENT

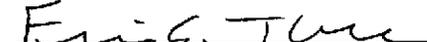
Silvernail moved, Todd seconded to adjourn the regular session at 6:03 p.m. The next regular meeting will be at 5:00 p.m. on Monday, April 9, 2012.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: 4-9-12

BY: 
Francis A. Toscana, Mayor

Published once at the total approximate cost of _____.